

PLEA MINUTE SHEET
IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO (AT ALBUQUERQUE)

CR 18-2832 JCH**UNITED STATES vs. Neal**

Before The Honorable B. Paul Briones, United States Magistrate Judge

| | | | |
|---------------|--------------|----------------------|---------------------------------|
| Hearing Date: | 10/29/20 | Time In and Out: | 2:11-2:45 |
| Clerk: | E. Hernandez | Digital Recording: | ABQ-Portable via Zoom |
| Defendant: | Garrett Neal | Defendant's Counsel: | Ahmad Assed and Britney Shaffer |
| AUSA: | Jeremy Pena | Interpreter: | N/A |
| | | | <input type="checkbox"/> Sworn |
| | | | <input type="checkbox"/> Waived |

| | | | |
|--------------------------|-----------------|--------------------------|------------------|
| <input type="checkbox"/> | Defendant Sworn | <input type="checkbox"/> | First Appearance |
|--------------------------|-----------------|--------------------------|------------------|

| | |
|-------------------------------------|--|
| <input checked="" type="checkbox"/> | Consent to proceed before a magistrate judge executed with full knowledge of meaning and effect. |
|-------------------------------------|--|

| | |
|-------------------------------------|---|
| <input checked="" type="checkbox"/> | Deft acknowledges receipt of: Indictment |
|-------------------------------------|---|

| | |
|--------------------------|---|
| <input type="checkbox"/> | If Deft proceeding by way of information, Deft acknowledges right to an indictment and waives that right. |
|--------------------------|---|

| | | | |
|-------------------------------------|--|-------------------------------------|---|
| <input checked="" type="checkbox"/> | Terms and conditions of proposed plea agreement explained. | <input checked="" type="checkbox"/> | Defendant indicates understanding of its terms. |
|-------------------------------------|--|-------------------------------------|---|

| | |
|-------------------------------------|---|
| <input checked="" type="checkbox"/> | Factual predicate to sustain the plea provided. |
|-------------------------------------|---|

| | |
|-------------------------------------|--|
| <input checked="" type="checkbox"/> | Deft questioned re Deft's age, education, physical/mental condition, and whether under the influence of alcohol, drugs, or any medication. Deft advised of charge(s), penalties and possible consequences of the plea. |
|-------------------------------------|--|

| | |
|-------------------------------------|---|
| <input checked="" type="checkbox"/> | Deft advised of constitutional rights, loss of rights, and maximum possible penalties (including imprisonment, fine, supervised release, probation, SPA, restitution, and any forfeitures). |
|-------------------------------------|---|

| | |
|-------------------------------------|---|
| <input checked="" type="checkbox"/> | Deft questioned re time to consult with attorney and if satisfied with his or her representation. |
|-------------------------------------|---|

| | |
|-------------------------------------|--|
| <input checked="" type="checkbox"/> | Court finds Deft fully understands charge(s) and the consequences of entering a guilty plea to that charge (or those charges). |
|-------------------------------------|--|

| | |
|-------------------------------------|--|
| <input checked="" type="checkbox"/> | Deft pleads GUILTY to: Indictment |
|-------------------------------------|--|

| | |
|-------------------------------------|--|
| <input checked="" type="checkbox"/> | Allocution by Deft on elements of charge(s). |
|-------------------------------------|--|

| | |
|-------------------------------------|--|
| <input checked="" type="checkbox"/> | Court finds plea freely, voluntarily, and intelligently made; plea of guilty accepted. |
|-------------------------------------|--|

| | |
|-------------------------------------|-----------------------|
| <input checked="" type="checkbox"/> | Deft adjudged guilty. |
|-------------------------------------|-----------------------|

| | |
|-------------------------------------|--|
| <input checked="" type="checkbox"/> | Acceptance of plea agreement deferred until final disposition hearing by district judge. |
|-------------------------------------|--|

| | |
|-------------------------------------|--|
| <input checked="" type="checkbox"/> | Sentencing Date: to be notified |
|-------------------------------------|--|

| | |
|-------------------------------------|--------------------------------|
| <input checked="" type="checkbox"/> | Defendant to Remain in Custody |
|-------------------------------------|--------------------------------|

| | | | |
|--------------------------|---|--------------------------|------------------------|
| <input type="checkbox"/> | Present conditions of release continued | <input type="checkbox"/> | Conditions changed to: |
|--------------------------|---|--------------------------|------------------------|

| | |
|--------------------------|---|
| <input type="checkbox"/> | Penalty for failure to appear explained |
|--------------------------|---|

| | | | |
|-------------------------------------|----------------------------|--------------------------|----------------------|
| <input checked="" type="checkbox"/> | Presentence Report Ordered | <input type="checkbox"/> | Expedited (Type III) |
|-------------------------------------|----------------------------|--------------------------|----------------------|

Other Matters: Court accepts Defendant's waiver; Court inquires as to why this hearing should be held at this time; Defense counsel and Government respond; Court makes findings as to why this hearing was held at this time; Defendant waives personal presence at hearing